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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	Criminal No. CR 08-0260 PJH
	)	
Plaintiff,	)	
	)	
v.	)	<b>[PROPOSED] ORDER AND</b>
	)	<b>STIPULATION EXCLUDING TIME</b>
SCOT ALLAN BEANE	)	<b>FROM APRIL 28, 2008 TO MAY 7, 2008</b>
	)	
Defendant.	)	
	)	
	)	

The parties appeared before the Honorable James Larson on April 28, 2008.  
With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from April 28, 2008 to May 7, 2008, in light of the need for the defendant's counsel to review discovery. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence and the need for counsel to review the discovery with the defendant.

**[PROPOSED] ORDER AND  
STIPULATION EXCLUDING TIME  
CR 08-0260 PJH**

1 2. Given these circumstances, the Court found that the ends of justice served by  
2 excluding the period from April 28, 2008 to May 7, 2008 outweigh the best interest of the public  
3 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

4 3. Accordingly, and with the consent of the defendant, the Court ordered that the period  
5 from April 28, 2008 to May 7, 2008 be excluded from Speedy Trial Act calculations under 18  
6 U.S.C. § 3161(h)(8)(A) & (B)(iv).

7  
8 IT IS SO STIPULATED.

9 DATED: 4/28/08

/s/  
\_\_\_\_\_  
EDWARD AUSTIN SMOCK  
Counsel for Scot Allan Beane

11  
12 DATED: 4/28/08

/s/  
\_\_\_\_\_  
LARA M. KROOP  
Special Assistant United States Attorney

14  
15 IT IS SO ORDERED.

16  
17 DATED: \_\_\_\_\_

\_\_\_\_\_  
THE HON. JAMES LARSON  
United States Magistrate Judge